

NICHOLAS J. SANTORO, ESQ.
Nevada Bar No. 532
JAMES E. WHITMIRE, ESQ.
Nevada Bar No. 6533
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Attorney(s) for Defendant BARRY SHEPARD

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

VICTORIA M. LUPEI, O.D., a PROF. CORP.,
a Nevada Professional Corporation, individual
and on behalf of all persons similarly situated,

Case No.: 2:11-cv-00035-RLH-RJJ

Plaintiffs,

v.

BARRY SHEPARD; DOES 1 through X,
inclusive,

Defendant.

STIPULATION AND ORDER FOR DISMISSAL

IT IS HEREBY STIPULATED AND AGREED by and between counsel for the Plaintiff
VICTORIA M. LUPEI, O.D., a Professional Corporation ("Plaintiff") and counsel for Defendant
BARRY SHEPARD ("Defendant") that the claims of Plaintiff in the above-entitled shall be
dismissed with prejudice, each party to pay their own fees and costs. Any other claim
encompassed in the above-entitled action shall be dismissed without prejudice.

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1 A trial date has not been set in this matter.

2 Dated this 16th day of March, 2011

Dated this 16th day of March, 2011

3 MARQUIS AURBACH COFFING

SANTORO, DRIGGS, WALCH,
KEARNEY, HOLLEY & THOMPSON

4 /s/ Candice E. Renka

5 PHILLIP S. AURBACH, ESQ.

Nevada Bar No. 1501

6 CANDICE E. RENKA, ESQ.

Nevada Bar No. 11447

7 10001 Park Run Drive

8 Las Vegas, NV 89145

9 *Attorney for Plaintiff Victoria M. Lupei, O.D.*

/s/ James E. Whitmire

NICHOLAS J. SANTORO, ESQ.

Nevada Bar No. 0532

JAMES E. WHITMIRE, ESQ.

Nevada Bar No. 6533

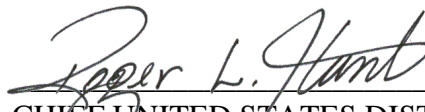
400 South Fourth Street, Third Floor

Las Vegas, Nevada 89101

Attorneys for Defendant Barry Shepard

11 **ORDER**

12 **IT IS SO ORDERED.**

13 
14 _____
15 CHIEF UNITED STATES DISTRICT JUDGE

16 DATED: March 18, 2011

SANTORO, DRIGGS, WALCH,
KEARNEY, HOLLEY & THOMPSON

SDW